

AMENDED
APPLICATION FOR PERMIT

Nº 49541

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... DEC 04 1985

Returned to applicant for correction.....

Corrected application filed..... DEC 16 1985

Map filed..... DEC 16 1985

The applicant..... Van C. and Van J. Gardner

General Delivery....., of..... Lund.....
Street and No. or P.O. Box No. City or Town
Nevada 89317
State and Zip Code No.

....., hereby make..... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Underground Sources.
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 0.02 c.f.s.second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... Stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered..... 620 Head of Cattle

(c) Other use (describe fully under "No. 12. Remarks".....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... in the NW¼ NE¼, Section 19,
Describe as being within a 40-acre subdivision of public
T. 13 N., R. 62 E., M.D.B. & M., whence the Northeast Corner of said Section 19
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
bears N. 77° 52' 09" E., 2,282.21 feet distant.

6. Place of use..... in the NW¼ NE¼, Section 19, T. 13 N., R. 62 E., M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about..... January 1stand end about..... December 31st of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... The water will be pumped into stockwatering
State manner in which water is to be diverted, i.e. diversion structure, ditches and
tanks at locations within the proposed place of use.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$10,000.00

10. Estimated time required to construct works..... 3 years
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use..... 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By..... s/ Richard Forman
Richard W. Forman Agent
P.O. Box 150
Ely, Nevada 89301

Compared..... js/..se..... js/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.02..... cubic feet per second, or sufficient to water..... 620 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before..... August 28, 1987

Proof of completion of work shall be filed on or before..... September 28, 1987

Application of water to beneficial use shall be made on or before..... August 28, 1989

Proof of the application of water to beneficial use shall be filed on or before..... September 28, 1989

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... JUN 19 1987..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... OCT 12 1989..... my office, this..... 28th..... day of..... August.....

Cultural map filed.....
Certificate No..... 12532..... Issued..... SEP 19 1989.....
A.D. 19 86.....

State Engineer